

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

DIANE E. FRITSON,)
vs.)
Plaintiff,) Civil Case No. 05-6313-ST
vs.) ORDER
JO ANNE B. BARNHART,)
Commissioner of Social Security,)
Defendant.)

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KING, Judge:

The Honorable Janice M. Stewart, United States Magistrate Judge, filed Findings and Recommendation on December 7, 2006. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Lorin Corp. v. Goto & Co., Ltd., 700 F.2nd 1202, 1206 (8th Cir. 1983); See also Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Stewart's Findings and Recommendation (#17).

IT IS HEREBY ORDERED that the decision of the Commissioner is REVERSED and the case is REMANDED for calculation and an award of benefits.

Dated this 19th day of January, 2007.

/s/ Garr M. King
Garr M. King
United States District Judge